

1-1 By: Fletcher (Senate Sponsor - Paxton) H.B. No. 1632
1-2 (In the Senate - Received from the House May 6, 2013;
1-3 May 7, 2013, read first time and referred to Committee on State
1-4 Affairs; May 17, 2013, reported adversely, with favorable
1-5 Committee Substitute by the following vote: Yeas 8, Nays 0;
1-6 May 17, 2013, sent to printer.)

1-7 COMMITTEE VOTE

	Yea	Nay	Absent	PNV
1-8				
1-9	Duncan	X		
1-10	Deuell	X		
1-11	Ellis	X		
1-12	Fraser	X		
1-13	Huffman		X	
1-14	Lucio	X		
1-15	Nichols	X		
1-16	Van de Putte	X		
1-17	Williams	X		

1-18 COMMITTEE SUBSTITUTE FOR H.B. No. 1632 By: Nichols

1-19 A BILL TO BE ENTITLED
1-20 AN ACT

1-21 relating to the confidentiality of certain identifying information
1-22 of peace officers, county jailers, security officers, employees of
1-23 the Texas Department of Criminal Justice or a prosecutor's office,
1-24 or judges and their spouses.

1-25 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-26 SECTION 1. Section 13.004(c), Election Code, is amended to
1-27 read as follows:

1-28 (c) The following information furnished on a registration
1-29 application is confidential and does not constitute public
1-30 information for purposes of Chapter 552, Government Code:

1-31 (1) a social security number;

1-32 (2) a Texas driver's license number;

1-33 (3) a number of a personal identification card issued
1-34 by the Department of Public Safety;

1-35 (4) an indication that an applicant is interested in
1-36 working as an election judge; or

1-37 (5) the residence address of the applicant, if the
1-38 applicant is a federal judge or state judge, as defined by Section
1-39 13.0021, ~~[or]~~ the spouse of a federal judge or state judge, or an
1-40 individual to whom Section 552.1175, Government Code, applies and
1-41 the applicant:

1-42 (A) included an affidavit with the registration
1-43 application describing the applicant's status under this
1-44 subdivision, including an affidavit under Section 13.0021 if the
1-45 applicant is a federal judge or state judge or the spouse of a
1-46 federal judge or state judge;

1-47 (B) provided ~~[or]~~ the registrar with ~~[has~~
1-48 ~~received~~ an affidavit describing the applicant's status under this
1-49 subdivision, including an affidavit ~~[submitted]~~ under Section
1-50 15.0215 if the applicant is a federal judge or state judge or the
1-51 spouse of a federal judge or state judge; or

1-52 (C) provided the registrar with a completed form
1-53 approved by the secretary of state for the purpose of notifying the
1-54 registrar of the applicant's status under this subdivision.

1-55 SECTION 2. The heading to Section 552.1175, Government
1-56 Code, is amended to read as follows:

1-57 Sec. 552.1175. CONFIDENTIALITY OF CERTAIN IDENTIFYING
1-58 [ADDRESSES, TELEPHONE NUMBERS, SOCIAL SECURITY NUMBERS, AND
1-59 PERSONAL FAMILY] INFORMATION OF PEACE OFFICERS, COUNTY JAILERS,
1-60 SECURITY OFFICERS, ~~[AND]~~ EMPLOYEES OF THE TEXAS DEPARTMENT OF

2-1 CRIMINAL JUSTICE OR A PROSECUTOR'S OFFICE, AND FEDERAL AND STATE
 2-2 JUDGES.

2-3 SECTION 3. Sections 552.1175(a) and (b), Government Code,
 2-4 are amended to read as follows:

2-5 (a) This section applies only to:

2-6 (1) peace officers as defined by Article 2.12, Code of
 2-7 Criminal Procedure;

2-8 (2) county jailers as defined by Section 1701.001,
 2-9 Occupations Code;

2-10 (3) current or former employees of the Texas
 2-11 Department of Criminal Justice or of the predecessor in function of
 2-12 the department or any division of the department;

2-13 (4) commissioned security officers as defined by
 2-14 Section 1702.002, Occupations Code;

2-15 (5) employees of a district attorney, criminal
 2-16 district attorney, or county or municipal attorney whose
 2-17 jurisdiction includes any criminal law or child protective services
 2-18 matters;

2-19 (6) officers and employees of a community supervision
 2-20 and corrections department established under Chapter 76 who perform
 2-21 a duty described by Section 76.004(b);

2-22 (7) criminal investigators of the United States as
 2-23 described by Article 2.122(a), Code of Criminal Procedure;

2-24 (8) police officers and inspectors of the United
 2-25 States Federal Protective Service; ~~and~~

2-26 (9) current and former employees of the office of the
 2-27 attorney general who are or were assigned to a division of that
 2-28 office the duties of which involve law enforcement; and

2-29 (10) federal judges and state judges as defined by
 2-30 Section 13.0021, Election Code.

2-31 (b) Information that relates to the home address, home
 2-32 telephone number, emergency contact information, date of birth, or
 2-33 social security number of an individual to whom this section
 2-34 applies, or that reveals whether the individual has family members
 2-35 is confidential and may not be disclosed to the public under this
 2-36 chapter if the individual to whom the information relates:

2-37 (1) chooses to restrict public access to the
 2-38 information; and

2-39 (2) notifies the governmental body of the individual's
 2-40 choice on a form provided by the governmental body, accompanied by
 2-41 evidence of the individual's status.

2-42 SECTION 4. This Act takes effect immediately if it receives
 2-43 a vote of two-thirds of all the members elected to each house, as
 2-44 provided by Section 39, Article III, Texas Constitution. If this
 2-45 Act does not receive the vote necessary for immediate effect, this
 2-46 Act takes effect September 1, 2013.

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